

United States District Court

WESTERN DISTRICT OF WASHINGTON

RICKY DALE ROUNDY,

v.

ELDON VAIL,

JUDGMENT IN A CIVIL CASE

CASE NUMBER: C09-5001BHS

___ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

1. The Court **OVERRULES** Petitioner's objections;
2. The Court adopts the Report and Recommendation;
3. This petition is **DISMISSED** because it is time barred; and
4. Petitioner's request for a Certificate of Appealability is **DENIED**.

August 14, 2009

BRUCE RIFKIN

Clerk

/s/ Jennie L. Patton

By, Deputy Clerk